

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DAVID T. COOPER,	:	CIVIL ACTION
	:	NO. 08-346
Plaintiff,	:	
	:	
v.	:	
	:	
	:	
REGINALD A. ROBERTS	:	
ET AL.,	:	
	:	
Defendants.	:	

**O R D E R**

**AND NOW**, this **18th day of August 2008**, for the reasons stated on the record, it is hereby **ORDERED** that the motions to dismiss the complaint (doc. nos. 17, 20, & 22) are **DENIED without prejudice**.

**IT IS FURTHER ORDERED** that Defendants shall have leave to depose Plaintiff, an inmate at a correctional institution, by **September 17, 2008**.

**IT IS FURTHER ORDERED** that Defendants shall file a motion for summary judgment under FED. R. CIV. P. 56 by **October 17, 2008**.

**IT IS FURTHER ORDERED** that there shall be a telephone status conference on **October 20, 2008 at 10:30 a.m.** Plaintiff shall have the opportunity to request additional discovery during this conference. Defense counsel shall arrange for Plaintiff's participation and shall initiate the call to Chambers at 215-597-

4073 when all parties are on the line.

**AND IT IS SO ORDERED.**

s/Eduardo C. Robreno  
**EDUARDO C. ROBRENO, J.**